



Jane Dee Hull
Governor

ARIZONA BOARD OF OSTEOPATHIC EXAMINERS IN MEDICINE AND SURGERY

9535 EAST DOUBLETREE RANCH ROAD
SCOTTSDALE, ARIZONA 85258-5539
(602) 657-7703 • FAX (602) 657-7715

BOARD MEMBERS:

D. Jayne McElfresh, President, Phoenix
Richard W. Whitaker, D.O., Vice-President, Phoenix
Paul M. Steingard, D.O., Member, Phoenix
Stanley P. Brysacz, Jr., D.O., Member, Scottsdale
Dewey D. Schade, Member, Phoenix
Murray H. Cohen, D.O. Member, Phoenix
Martin B. Reiss, D.O. Member, Phoenix

Executive Director:
Ann Marie Berger

March 26, 1998

Sent Certified Mail/Return Receipt Requested

Craig Hiller, D.O.
12425 N. 84th St.
Scottsdale, AZ 85260

RE: Psychiatric Evaluation

Dear Dr. Hiller:

Enclosed please find the Findings of Fact, Conclusions of Law and Board Order in Case No. 2195. One of the requirements in the Order is that you undergo a psychiatric evaluation by a Board approved psychiatrist within thirty days of the Board Order. Please be advised that you are to have this evaluation prior to April 26, 1998, at your own expense, by the following physician:

Henry J. Schulte, M.D.
Schulte Institute
7101 E. Indian School Road
Scottsdale AZ 85251
(602) 941-9004

Should you not comply with this requirement or any other requirement of the Board Order, this Board will consider further disciplinary action for noncompliance of a Board Order. Please understand that this evaluation may only be performed by Dr. Schulte and not an associate of his.

Should you have any questions or concerns, please contact me at (602) 657-7703, ext. 22.

Sincerely,

Ann Marie Berger
Executive Director

Enclosure

**BEFORE THE ARIZONA BOARD OF
OSTEOPATHIC EXAMINERS IN MEDICINE AND SURGERY**

IN THE MATTER OF:)	Case No. 2195
)	
CRAIG HILLER, D.O.)	FINDINGS OF FACT,
Holder of License No. 3127 for the)	CONCLUSIONS OF LAW AND
practice of osteopathic medicine in the)	BOARD ORDER
State of Arizona.)	
_____)	

INTRODUCTION

This matter came before the Board of Osteopathic Examiners in Medicine and Surgery (hereafter "Board") for final consideration and decision at the Board's public meeting held on March 4, 1998. Pursuant to its statutory authority at A.R.S. § 32-1855(E), the Board held an Informal Interview on March 4, 1998. During the course of these proceedings, Craig Hiller, D.O. (hereinafter "Respondent") was present.

Based upon Respondent's testimony and documentary evidence submitted to the Board, the Board issues the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent is a licensee of the Board and the holder of License No. 3127 for the practice of osteopathic medicine in the State of Arizona.
2. The following information was brought to the attention of the Board that Respondent may be impaired by alcohol and unable to safely and skillfully engage in the practice of medicine and may have committed one or more acts of unprofessional conduct as defined in A.R.S. § 32-1854:
 - a. On or about December 13, 1996 a complaint was received that Respondent had performed an improper physical examination which may have been

sexually inappropriate and consumed alcohol while engaging in the practice of medicine.

- b. On or about August 16, 1996, Respondent was involuntarily terminated from employment at St. Luke's Medical Center due to inappropriate and unprofessional behavior.
- c. On or about January 29, 1998 Respondent was terminated from Catalina Medical Recruiters, Inc. due to behavioral problems and abandonment of patients at an assignment at Casa Blanca Clinic.

CONCLUSIONS OF LAW

- 1. Pursuant to Arizona Revised Statutes § 32-1800, et seq., the Arizona Board of Osteopathic Examiners in Medicine and Surgery has subject matter and personal jurisdiction in this matter.
- 2. The Board has the authority to enter into the Findings of Fact, Conclusions of Law and Board Order for disciplinary action against a license, pursuant to A.R.S. § 41-1061(D) and A.R.S. § 32-1855(E).
- 3. From the aforementioned Findings of Fact Respondent's conduct constituted unprofessional conduct as defined at A.R.S. § 32-1854, subsections;
 - (6) Engaging in the practice of medicine in a manner that harms or may harm a patient or that the board determines falls below the community standard.
 - (19) Any conduct or practice contrary to recognized standards of ethics of the osteopathic medical profession.

ORDER

Pursuant to the authority vested in the Board, **IT IS HEREBY ORDERED THAT:**

1. Respondent is **CENSURED** for the unprofessional conduct as described herein.
2. Respondent's Board License Number 3127 for the practice of osteopathic medicine and surgery in the State of Arizona is hereby placed under **PROBATION** for five (5) years according to the terms and conditions of probation as set forth herein. That period may be shortened upon application by Respondent and approval by the Board. Respondent will not request any modification during the first year of probation.
3. Within thirty (30) days of the date of this Order, Respondent will obtain an examination by either a licensed psychiatrist and/or psychologist approved by the Board. After a review by the Board, Respondent will comply with any recommendation for treatment and/or counseling program. If treatment and/or counseling is required, Respondent will inform the Board by letter of the therapist's name; and, Respondent will undertake and fully cooperate with a program of treatment established by the therapist. The therapist will be selected from a Board approved list. Respondent's therapist(s) will receive a copy of this Order and Board staff shall cooperate with Respondent's therapist(s). The treating therapist(s) will be directed by Respondent to send to the Board a detailed written progress report every month during treatment. Respondent will not discontinue or reduce the frequency of any recommended treatment and/or counseling sessions until he has submitted a written request to the Board and obtained Board approval. Respondent will be responsible for all costs associated with evaluations, treatment or counselling sessions.

4. Respondent will waive any confidentiality concerning his psychiatric and/or psychological examination and /or psychotherapy and treatment solely in order that the Board will receive full disclosure of information. The expense of the aforementioned examination and/or therapy and the reports to the Board by Respondent's therapist will be the sole responsibility of the Respondent. The reports and their contents are not public information.

5. Respondent will provide a copy of this Order and any subsequent Orders to all facilities where Respondent is currently (or subsequently) employed as a physician and/or has (or subsequently receives) privileges to engage in the practice of medicine; and, Respondent will continue to make the aforementioned disclosure and provide copies of this Consent Order until the expiration of this Order.

6. Respondent will have his license to practice as an osteopathic physician restricted, suspended or revoked by the Board in the future if:

- (A) The Board finds that Respondent does not have the requisite mental, physical and emotional fitness to safely continue the practice of medicine; or,
- (B) There are new grounds for finding unprofessional conduct concerning Respondent; or,
- (C) Fails to comply fully with the terms and conditions of this Order.

7. Respondent will be subject to random biological fluid testing and promptly provide (i.e., at a Board designated location and within sixty (60) minutes of notification by the Board Executive Director or designated staff member) required biological fluids for testing and said testing will be done at the Respondent's expense.

8. Respondent will also, as part of his probation: (A) submit to and cooperate in any

independent medical or psychological evaluation that is ordered by the Board for Respondent and conducted by the Board's designated physician and/or psychologist for new conduct or complaint which concerns the Board which will be paid for by Respondent; and (B) appear before the Board, upon receipt of a request by written or telephonic notification from the Board's executive director which will be given at least five (5) days prior to the Board meeting.

9. In the event Respondent ceases to reside in Arizona, he will give written notice to the Board of his new residence address within twenty (20) days prior to moving; and, the terms and duration of probation may be stayed by the Board until Respondent returns to Arizona.

10. Respondent will reimburse the Board for all expenses directly incurred in connection with the investigation, hearing and continued monitoring of this matter within thirty (30) days of receipt of a bill/statement of costs from the Board's Executive Director.

11. Respondent will continue to meet all licensing requirements such as continuing medical education and renewal requirements including applicable fees pursuant to A.R.S. § 32-1825. Respondent's failure to comply with the requirements of this Order shall constitute unprofessional conduct as defined at A.R.S. § 32-1854(26), as amended, and will be considered as grounds for further disciplinary action (e.g., suspension or revocation of license) in the event that Respondent fails to comply with any of the requirements of this Order.

ISSUED this 26th day of March, 1998.

ARIZONA BOARD OF OSTEOPATHIC EXAMINERS
IN MEDICINE AND SURGERY

By: Ann Marie Berger
Ann Marie Berger, Executive Director

Served by personal service or
sending U.S. certified mail
this 26th day of March, 1998 to:

Craig Hiller, D.O.
12425 N. 84th St.
Scottsdale AZ 85260

Copy mailed this 26th day of March, 1998 to:

Blair Driggs
Assistant Attorney General
Office of the Attorney General
1275 W. Washington
Phoenix AZ 85007

Karen L Pelly